


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.  
05 SEP -6 PM 3: 07

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

NACCO MATERIALS HANDLING  
GROUP, INC., d/b/a YALE MATERIALS  
HANDLING CORPORATION,

Plaintiff,

v.

No. 03-2561 B

TOYOTA MATERIALS HANDLING  
USA, INC., and THE LILLY COMPANY,

Defendants.

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ORDER DIRECTING CLERK TO REMOVE MOTION FROM PENDING STATUS

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Pending on the Court's docket is a motion by Plaintiff Nacco Materials Handling Group, Inc. d/b/a Yale Materials Handling Corporation ("Yale Materials") (Docket No. 49) for clarification of status regarding the right of Yale Materials to proceed with termination of dealer marketing agreements with Defendant Lilly Company. On June 30, 2005, the Court entered an order maintaining the status quo between Yale Materials and Lilly Company, rendering Plaintiff's September 30, 2004 request moot. Accordingly, the Clerk of the Court is directed to remove the motion from pending status.

IT IS SO ORDERED this 6<sup>th</sup> day of September, 2005.

  
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J. DANIEL BREEN  
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 9-7-05

(177)



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J. S. Wilson  
WYATT TARRANT & COMBS  
P.O. Box 775000  
Memphis, TN 38177--500

Jeff Smith  
ARMSTRONG ALLEN, PLLC  
80 Monroe Avenue  
Ste. 700  
Memphis, TN 38103

Jon D. Ross  
NEAL & HARWELL, PLC  
150 Fourth Ave., N.  
Ste. 2000  
Nashville, TN 37219

Glen G. Reid  
WYATT TARRANT & COMBS  
P.O. Box 775000  
Memphis, TN 38177--500

Mark S. Norris  
ARMSTRONG ALLEN, PLLC  
80 Monroe Avenue  
Ste. 700  
Memphis, TN 38103--246

Aubrey B. Harwell  
LAW OFFICE OF AUBREY B. HARWELL, JR.  
150 Fourth Ave. North  
Nashville, TN 37219

Ronald G. Harris  
NEAL & HARWELL, PLC  
150 Fourth Ave., N.  
Ste. 2000  
Nashville, TN 37219

Honorable J. Breen  
US DISTRICT COURT